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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/024,333	12/21/2001	Gilles Rubinstenn	05725.0974-00	4711
22852	7590	02/13/2009		
FINNEGAN, HENDERSON, FARABOW, GARRETT & DUNNER LLP 901 NEW YORK AVENUE, NW WASHINGTON, DC 20001-4413				
EXAMINER				
ARAQUE JR, GERARDO				
ART UNIT		PAPER NUMBER		
3689				
MAIL DATE		DELIVERY MODE		
02/13/2009		PAPER		

**Please find below and/or attached an Office communication concerning this application or proceeding.**

The time period for reply, if any, is set in the attached communication.

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE BOARD OF PATENT APPEALS  
AND INTERFERENCES

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*Ex parte*: GILLES RUBINSTENN,  
AND FRANCIS PRUCHE

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Application No. 10/024,333  
Technology Center 3689

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Mailed: February 13, 2009

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Before DELORES LOWE, *Review Team Paralegal*  
LOWE, *Review Team Paralegal*.

Appellants filed a paper entitled “Reply under 37 C.F.R. 1.111” dated December 23, 2008. There is no indication on the record that the Examiner has considered the above paper.

Accordingly, it is **ORDERED** that the application is returned to the Examiner:

1) consider the paper entitled “Reply under 37 C.F.R. 1.111” filed December 23, 2008 as required; and

2) for such further action as may be appropriate.

If there are any questions pertaining to this Order, please contact the Board of Patent Appeals and Interferences at 571-272-9797.

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